TRUDI G. MANFREDO, Bar No. 166474 Chapter 7 Trustee 545 East Alluvial, Suite 112 Fresno, California 93720 (559) 449-9069Telephone: (559) 449-90164 Facsimile: 5 6 7 UNITED STATES BANKRUPTCY COURT 8 EASTERN DISTRICT OF CALIFORNIA 9 FRESNO DIVISION 10 11 12 11-13276-B-7 13 In the Matter of Case No. GARLAND LOUIS KING and Chapter 7 TERRI LEE KING, DC NO. TMT-115 Date: July 6, 2011 16 Time: 10:00 a.m. 17 Debtors. Dept: B, Fresno Honorable W. Richard Lee 18 TRUSTEE'S MOTION FOR AUTHORITY TO SELL 19 THE BANKRUPTCY ESTATE'S INTEREST IN PERSONAL PROPERTY 20 Trudi G. Manfredo, Chapter 7 Trustee of the above reference 21 bankruptcy estate ("Trustee"), respectfully represents as follows: 22 1. Trustee is the duly appointed qualified and acting Trustee of the above-referenced bankruptcy estate. 24 2. Debtor filed under Chapter 7 of the Bankruptcy Code on 25 March 23, 2011, and an order for relief was entered. 26 This Court has jurisdiction over this proceeding under 28 27 U.S.C. §1334(a). This is a core proceeding under 28 U.S.C. 28 \$157 (b) (2) (A). This motion is brought pursuant to 11 U.S.C. \$363.

1 | Venue is proper in this Court pursuant to 28 U.S.C. § 1409(a) by 2 | virtue of the pendency of this case before the Court.

- 4. Among the assets of this bankruptcy estate is a 2004 Chevrolet Corvette Coupe ("Personal Property").
- 5. Debtors' Schedule B values this asset at \$17,000.00. They exempted this asset for \$17,000.00.
- 6. Trustee believes that she could sell this Personal Property at auction for \$22,500.00.
- 7. Trustee has received an offer from Debtors to purchase the non exempt equity in this asset for \$2,000.00.
- 8. Trustee has accepted this offer and is currently holding \$2,000.00 pending the Court's approval of the sale.
- 9. In deciding to accept the offer, Trustee believes that this is a fair price for the Personal Property. If the Personal Property sold for \$22,500.00, after subtracting auctioneer's commission of 15%, a storage fee of \$125.00 and the Debtor's exemption, \$2,000.00 would be generated to the bankruptcy estate. The price to be received at auction is never certain, plus the delay involved in auctioning the vehicle is non warranted.
- 10. There will be no tax consequences to the estate as a result of the sale.
- 11. Trustee believes that the sale of the above-described property is in the best interest of the creditors of this estate and all parties in interest.

WHEREFORE, Trustee prays

- 1. That the Motion be granted.
- 2. That the Court issue an order authorizing the sale of the Bankruptcy Estate's interest in the above Personal Property to

1	Debtors for \$2,000.00;
2	3. For such other and further relief as the Court deems just
3	and proper.
4	DATED: 5-31-11
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6	By <u>/s/ TRUDI G. MANFREDO</u> Trudi G. Manfredo, Chapter 7
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